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Attorney Docket No. 04081/LH

JAN 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): A. SHIBUTANI et al

Serial No. 10/772,742

Filed February 4, 2004

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Examiner GARBER, WENDY RAE CERTIFICATE OF FACSIMILE TRANSMISSION TO NO. 1-571-273-8300

TOTAL PAGES: 40 I hereby certify that this paper is being facsimile transmitted to the Commissioner for Parents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

rahalles Nalini P. Sahadeo

Dated: January 17, 2006

necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

INFORMATION DISCLOSURE STATEMENT WITH STATEMENT UNDER 37 CFR 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Submitted herewith are the following:

- Copy of a Korean Office Action dated November 11, 2005 (and English translation thereof) issued in a counterpart Korean application;
- Copy of cited publication (except for JP 11-215457); (2) and
- Form PTO/SB/08A. (3)

An English translation of said Korean Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

JP 11-215457 cited in the attached Korean Office Action was previously cited in applicant's IDS filed May 12, 2004 and therefore is not being submitted again in the present IDS.

STATEMENT UNDER 37 CFR 1.97(e) (1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of November 11, 2005. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

Respectfully submitted.

Leonard Holtz, Reg. No. 22,974

Encls.

Dated: January 17, 2006

FRISHAUF HOLTZ GOODMAN & CHICK, P.C. 220 FIFTH AVENUE NEW YORK, N.Y. 10001-7708 Tel. No. (212) 319-4900 Fax No. (212) 319-5101 LH:nps

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Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT						Application Number)/772,742	MENT OF COM	MERC	
						Filing Date			FEBRUARY 4, 2004			
						First Named Inventor			A. SHIBUTANI			
						Group Art Unit			2612			
						Examiner Name			GARBER, WENDY RAE			
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DATE MAILED: January 17, 2006

EXAMINER: Initial if reference considered, whether or not clation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique diation designation number. ² See kinds of U.S. Patent Documents. º Enter Office that issued the document, by the two-letter code (WIPQ Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Place a check here if English translation is attached.